

5028

2009-2010 Regular Sessions

I N A S S E M B L Y

February 10, 2009

Introduced by M. of A. BRODSKY -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public service law, in relation to requiring telegraph and telephone corporations to offer residential rates to religious organizations

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Subdivision 3 of section 92 of the public service law, as
2 amended by chapter 124 of the laws of 1911, is amended to read as
3 follows:
4 3. [No] (A) EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPH (B) OF THIS
5 SUBDIVISION, NO telegraph corporation or telephone corporation subject
6 to the provisions of this chapter shall, directly or indirectly, give
7 any free or reduced service, or any free pass or frank for the trans-
8 mission of messages by either telephone or telegraph between points
9 within this state, except to its officers, employees, agents, pension-
10 ers, surgeons, physicians, attorneys-at-law and their families; to
11 persons or corporations exclusively engaged in charitable and eleemosy-
12 nary work and ministers of religions; to officers and employees of other
13 telegraph corporations and telephone corporations, railroad corporations
14 and street railroad corporations. But this subdivision shall not apply
15 to state, municipal or federal contracts.
16 (B) NO TELEGRAPH CORPORATION OR TELEPHONE CORPORATION SHALL, DIRECTLY
17 OR INDIRECTLY, CHARGE, DEMAND, COLLECT OR RECEIVE A RATE, WHICH IS IN
18 EXCESS OF THE APPLICABLE RESIDENTIAL RATE FOR THE TRANSMISSION OF
19 MESSAGES BY EITHER TELEPHONE OR TELEGRAPH BETWEEN POINTS WITHIN THE
20 STATE, FROM ANY CORPORATION OR ASSOCIATION ORGANIZED AND CONDUCTED IN
21 GOOD FAITH FOR RELIGIOUS PURPOSES, INCLUDING THE OPERATION OF A SCHOOL
22 REGARDLESS OF WHETHER SECULAR SUBJECTS ARE TAUGHT THEREIN, WHEN SUCH
23 CORPORATION OR ASSOCIATION UTILIZES SUCH SERVICES IN CONNECTION WITH ITS
24 RELIGIOUS PURPOSES.
25 S 2. This act shall take effect on the one hundred eightieth day after
26 it shall have become a law.

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets
[] is old law to be omitted.

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